

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

IN RE: DEALER MANAGEMENT  
SYSTEMS ANTITRUST LITIGATION

This Document Relates To:

THE DEALERSHIP PUTATIVE CLASS  
ACTION

MDL No. 2817  
Case No. 18-cv-00864

Hon. Rebecca R. Pallmeyer  
Magistrate Judge Jeffrey T. Gilbert

**CDK’S MOTION FOR 28 U.S.C. § 1292(B) CERTIFICATION OF A PORTION  
OF THE COURT’S ORDER DENYING SUMMARY JUDGMENT**

Pursuant to 28 U.S.C. § 1292(b), CDK Global, LLC (“CDK”) respectfully moves the Court to certify two questions related to its June 29, 2023 Memorandum Opinion and Order (“Opinion”) for interlocutory appeal: whether, under *Shady Grove Orthopedic Associates, P.A. v. Allstate Insurance Co.*, 559 U.S. 393 (2010), (1) Rule 23 displaces the anti-class-action provisions of Illinois’s, South Carolina’s, and Colorado’s state antitrust laws, and (2) Rule 23 displaces the class action notice provisions of Hawaii’s, Utah’s, and West Virginia’s state antitrust laws.

In support of its Motion, CDK submits an accompanying Memorandum in Support of CDK’s Motion for 28 U.S.C. § 1292(B) Certification of a Portion of the Court’s Order Denying Summary Judgment.

Dated: August 18, 2023

Respectfully submitted,

/s/ Britt M. Miller

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**CERTIFICATE OF SERVICE**

I, Britt M. Miller, an attorney, hereby certify that on August 18, 2023, I caused a true and correct copy of the foregoing **CDK'S MOTION FOR 28 U.S.C. § 1292(B) CERTIFICATION OF A PORTION OF THE COURT'S ORDER DENYING SUMMARY JUDGMENT** to be filed and served electronically via the court's CM/ECF system. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the court's CM/ECF system.

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